

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

In re:)
) Bankruptcy Case No. 15-11734-B-13
GEORGE MANUEL SOUSA,)
)
)
Debtor(s).)
)
UNITED STATES TRUSTEE,)
) Adversary Proceeding No. 15-01062-B
Plaintiff(s),)
)
vs.)
)
GEORGE MANUEL SOUSA,)
)
)
Defendant(s).)
)

REQUEST FOR ENTRY OF DEFAULT BY PLAINTIFF(S)

(This form is to be used for a single defendant only. If you have multiple defendants, please submit a separate request for each.)

On (date) 5/15/15, a summons was issued in this case.

On (date) MAY 18, 2015, the summons and
complaint were properly and timely served on _____
GEORGE MANUEL SOUSA

defendant in this adversary proceeding. Service on said
defendant was made within 7 days of the date that the Summons
was issued.

The defendant so served was required to file an answer or
other responsive pleading to said complaint or a motion pursuant
to Federal Rule of Bankruptcy Procedure 7012 on or before
06/15/15. The defendant so served did not file an answer,
a motion, or other responsive pleading by that date.

The defendant has not been granted a request for an
extension of time to file a responsive pleading in this matter.

1 Accordingly, I request that default be entered against the
2 defendant named herein.

3 I declare under penalty of perjury that the foregoing is
4 true and correct.

5 Dated: 06/17/15

6 ROBIN TUBESING

7 _____
(Type or Print Name)

8 /s/ Robin Tubesing

9 _____
(Signature of plaintiff or attorney for plaintiff)

10 **DECLARATION OF PROPER PROOF OF SERVICE**

11 *(This declaration must be filed in addition to a proof of service.)*

12 The defendant is an individual. Service was effected in
13 compliance with (check one if applicable):

14 Fed. R. Bankr. P. 7004(b)(1) _____

15 Fed. R. Bankr. P. 7004(b)(7) _____

16 Fed. R. Bankr. P. 7004(b)(8) _____

17 The defendant is an infant or incompetent person. Service
18 was effected in compliance with (check one if applicable):

19 Fed. R. Bankr. P. 7004(b)(2) _____

20 Fed. R. Bankr. P. 7004(b)(8) _____

21 The defendant is a corporation, partnership, or other
22 unincorporated association. Service was effected in compliance
23 with (check one if applicable):

24 Fed. R. Bankr. P. 7004(b)(3) _____

25 Fed. R. Bankr. P. 7004(b)(7) _____

26 Fed. R. Bankr. P. 7004(b)(8) _____

27 The defendant is the United States. Service was effected in
28 compliance with Local Bankruptcy Rule 2002-1 and in compliance
with (check one if applicable):

 Fed. R. Bankr. P. 7004(b)(4) _____

 Fed. R. Bankr. P. 7004(b)(8) _____

1 The defendant is an office or agency of the United States,
2 other than the United States Trustee. Service was effected in
compliance with (check one if applicable):

3 Fed. R. Bankr. P. 7004(b)(4) ☐

4 Fed. R. Bankr. P. 7004(b)(5) ☐

5 Fed. R. Bankr. P. 7004(b)(8) ☐

6 The defendant is a state or municipal corporation. Service
7 was effected in compliance with (check one if applicable):

8 Fed. R. Bankr. P. 7004(b)(6) ☐

9 Fed. R. Bankr. P. 7004(b)(8) ☐

10 The defendant is the debtor in this bankruptcy case. Service
was effected in compliance with (check if applicable):

11 Fed. R. Bankr. P. 7004(b)(9) ☒

12 The defendant is the debtor in this bankruptcy case and is
13 represented by an attorney. Service was effected in compliance
with (check if applicable):

14 Fed. R. Bankr. P. 7004(g) ☐

15 The defendant is the United States Trustee. Service was
16 effected in compliance with (check if applicable):

17 Fed. R. Bankr. P. 7004(b)(10) ☐

18 The defendant is an Insured Depository Institution. Service
was effected in compliance with (check one if applicable):

19 Fed. R. Bankr. P. 7004(h)

20 Fed. R. Bankr. P. 7004(h)(1)

21 Fed. R. Bankr. P. 7004(h)(2)

22 Fed. R. Bankr. P. 7004(h)(3)

23 I declare under penalty of perjury under the laws of the
24 State of California that the foregoing is true and correct.

25 Dated: 06/17/15

26 ROBIN TUBESING
27 (Type or Print Name)

28 /s/ Robin Tubesing
(Signature of Plaintiff or Plaintiff's attorney)

DECLARATION REGARDING AGE AND COMPETENCY OF DEFENDANT
ALONG WITH DECLARATION RE NONMILITARY STATUS

(X) The defendant is not an infant or incompetent person.

(X) The defendant named in this request is not entitled to the benefits of the Servicemembers Civil Relief Act of 2003. (50 App. U.S.C.A. 501 et seq.)

I declare under penalty of perjury that the foregoing is true and correct.

Dated: 06/17/15

ROBIN TUBESING

(Type or Print Name)

/s/ Robin Tubesing

(Signature of plaintiff or attorney for plaintiff)